



PATENT  
Attorney Docket No. 5536.02  
Express Mail Label No. EV 156 970 162 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Victor Pertegaz-Esteban

Application No. 09/848,112

Filed: 02 May 2001

For: EXERCISE EQUIPMENT WITH MULTI-  
POSITIONING HANDLES

Confirmation No.: 7616

Art Unit: 3764

Examiner: Victor Kenny Hwang

T.H.  
10-28-03  
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OCT 24 2003

TECHNOLOGY CENTER R3700

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
Under 37 C.F.R. §§ 1.97(e)(1), 1.97(e)(2) and § 1.98

Sir:

The Examiner is requested to consider the references noted on the enclosed Form PTO-1449 during examination of the above-identified patent application. The references are submitted for the Examiner's consideration and are submitted pursuant to the duty of disclosure under 37 C.F.R. § 1.56. In submitting the references, no representation is made or implied that the references are or are not material to the examination of the application. The Examiner is encouraged to make his or her own determination of materiality. Copies of the cited documents are enclosed.

**Statement Under 37 C.F.R. 1.97(e)(1)**

The undersigned hereby certifies that references cited and marked with an asterisk (\*) on the attached PTO-1449 were cited in an opposition proceeding in the Intellectual Property Office of Taiwan in corresponding Taiwan patent application No. 90110794 not more than three months prior to the filing of this information disclosure statement.

**Statement Under 37 C.F.R. 1.97(e)(2)**

The undersigned hereby certifies that U.S. patent publication No. 2003/0092543 A1 noted on the accompanying Form PTO-1449 was not cited in a communication from a foreign patent office in a counterpart foreign application, and, after making reasonable inquiry, this reference was not known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Taiwan Patent Publication Nos. 210014, 317755, 331154, and 364363 are not in the English language. Therefore, pursuant to 37 C.F.R. § 1.98(a)(3)(i), concise explanations of the relevance to these non-English references are as follows:

Taiwanese Patent Publication Nos. 210014, 317755, 331154, and 364363 included herewith are considered relevant to the present application based on their inclusion in an opposition proceeding for a related patent application in Taiwan. Applicant has not responded to the opposition proceeding, nor does Applicant intend to respond to the opposition proceeding in the future. As such, no analysis has been undertaken with regard to Taiwanese Patent Publication Nos. 210014, 317755, 331154, and 364363. In addition, the Intellectual Property Office (IPO) of Taiwan has not yet rendered a decision on the opposition proceeding, nor has the IPO given an indication of the degree of relevance of these patent publications. The IPO did, however, supply some translated information from the patent publications, which is attached to the front page of each patent publication.

Pursuant to 37 C.F.R. §§ 1.97(e)(1) and 1.97(e)(2), no fees are due with respect to this filing. However, should any fees be deemed necessary, such fees may be charged to Deposit Account No. 04-1415.

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If the Examiner has any questions, please contact the undersigned attorney.

Dated: OCT. 20, 2003

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Gregory P. Durbin", written over a horizontal line.

Gregory P. Durbin, Reg. No. 42,503  
DORSEY & WHITNEY, LLP  
370 Seventeenth Street, Suite 4700  
Denver, CO 80202-5647  
Tel: (303) 629-3400  
Fax: (303) 629-3450

USPTO Customer No.: 20686

Enclosures



10-22-03

QP-3764

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Sir:

The undersigned hereby certifies that the following documents:

1. Third Supplemental Information Disclosure Statement Under 37 C.F.R. §§ 1.97(e)(1), 1.97(e)(2) and § 1.98;
2. Information Disclosure Statement by Applicant (Form PTO-1449);
3. 6 references;
4. Certificate of Mailing by Express Mail; and
5. Return Card,

relating to the above application, were deposited as "Express Mail," Mailing Label No. EV 156 970 162 US with the United States Postal Service, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 20 day of October 2003.

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Jane Lalis  
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